IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.4195 OF 2006

Shri Pannalal Ramprasad Agrawal, Petitioner

Vs

Shri Nabab Abbas Shaikh & ors, Respondents

Mr Shrishail Sakhare, for the petitioner.

CORAM : D.B.BHOSALE,J.
DATE : 19.08.2006
PC:

1. Heard the learned counsel for the petitioner.

2. The petitioner has impugned the order dated 18.2.2006 by which the trial Court has allowed the application under Order VI rule 17 of the Code of Civil Procedure allowing the amendment prayed for by the plaintiffs. This being an inter-locutory order, I do not wish to examine the merits of the case. Moreover, the amendment has already been carried out by the plaintiffs on the very same day. It is always open for the petitioner-defendant to challenge the order in appeal after disposal of the suit against him. Keeping that option open to the petitioner and keeping all the contentions in the writ petition open to be agitated in

appeal, this petition is disposed of.

3. It is needless to express that the petitioner, if he so desires, can file an additional written statement in view of the amendment made as per the impugned order within four weeks from today.

(D.B.BHOSALE,J.)